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FUJITSU MICROELECTRONICS AMERICA, INC.

FILED
DISTRICT COURT OF GUAM
NOV 20 2006
MARY L.M. MORAN
CLERK OF COURT

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF GUAM

NANYA TECHNOLOGY CORP.,

Plaintiff,

-v-

FUJITSU LIMITED, FUJITSU
MICROELECTRONICS AMERICA, INC.,

Defendants.

CIVIL CASE NO. 06-CV-00025

**FUJITSU MICROELECTRONICS
AMERICA, INC.'S MOTION FOR
LEAVE TO FILE PORTABLE
DOCUMENT FORMAT ("PDF") AND
FACSIMILES COPIES PENDING
RECEIPT OF ORIGINAL**

[NO ORAL ARGUMENT REQUESTED]

ORIGINAL

1 NOW COMES Defendant Fujitsu Microelectronics America, Inc.¹ ("FMA") and
 2 respectfully moves this Honorable Court for leave to file herewith PDF and/or facsimile copies of
 3 the following documents pending receipt of the originals:

- 4 1) Declaration of Christopher E. Chalsen in Support of
 5 Defendant Fujitsu Microelectronics American, Inc.'s Motion to
 6 Extend Time;
- 7 2) Application for Admission Pro Hac Vice of Chris L. Holm
- 8 3) Declaration of Chris L. Holm in Support of Application for
 9 Admission Pro Hac Vice;
- 10 4) Application for Admission Pro Hac Vice of Frank A. Bruno;
- 11 5) Declaration of Frank A. Bruno in Support of Application for
 12 Admission Pro Hac Vice;
- 13 6) Application for Admission Pro Hac Vice of Lawrence T. Kass;
- 14 7) Declaration of Lawrence T. Kass in Support of Application for
 15 Admission Pro Hac Vice;
- 16 8) Application for Admission Pro Hac Vice of Christopher E.
 17 Chalsen
- 18 9) Declaration of Christopher E. Chalsen in Support of
 19 Application for Admission Pro Hac Vice;
- 20 10) Application for Admission Pro Hac Vice of Michael M.
 21 Murray
- 22 11) Declaration of Michael M. Murray in Support of Application
 23 for Admission Pro Hac Vice;

24 This motion is made pursuant to GR 5.1(a) of the Local Rules of Practice for the
 25 District Court of Guam. FMA seeks leave to file the copies pending receipt of the originals on
 26 the ground that the signatories are located in Japan and New York, and it was not possible in the
 27 time available to transmit the originals to Guam for filing. The original documents are being sent

28 ¹ In filing this necessary procedural motion, FMA does not in any way consent to personal
 jurisdiction over it in this matter, and respectfully reserves the right to raise that issue (and others
 as permitted under Fed. R. Civ. Proc. 12) in its first responsive pleading.

1 to counsel, and will be filed with the Court upon receipt. Pending receipt of the originals, FMA
2 therefore requests leave to file pdf and/or facsimile copies, which are being filed herewith.

3 Respectfully submitted this 20th day of November, 2006.

4 CALVO & CLARK, LLP
5 Attorneys at Law
6 Attorneys for Defendant
7 *Fujitsu Microelectronics America, Inc.*

8 By: 

Daniel M. Benjamin